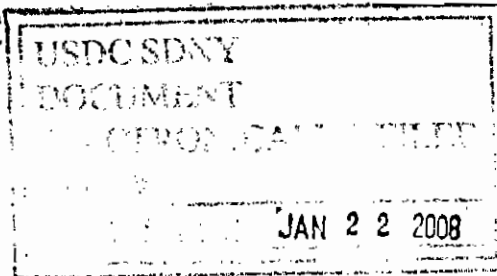


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January 14, 2008

BY FACSIMILE (212) 805-0426

Honorable Laura T. Swain
United States District Judge
Daniel Patrick Moynihan U.S. Courthouse
500 Pearl Street, Room 755
New York, New York 10007

MEMO ENDORSED

**Re: Banco Popular Dominicano, C. por A. v. Levi Strauss & Co. v.
Interamericana Apparel Co., Inc., et al; 07 CV 6443 (LTS)(THK)**

Dear Judge Swain:

We represent third party defendant QST Dominicana, LLC ("QST") in the above-referenced matter. QST has a pending motion to dismiss the action for *forum non conveniens*. Plaintiff has submitted its opposition to our motion and QST's Reply is due to be served on or before January 18, 2008. After discussions with our client and further consideration of the issues, QST has decided to withdraw its pending motion to dismiss for *forum non conveniens*. Accordingly, QST will answer Defendant Levi Strauss & Company's third party complaint in due course.

Respectfully,

A handwritten signature in black ink, appearing to read "Chl C".

Charles Caranicas

cc: Mary Ellen Shuttleworth, Esq. (by fax)
Gregory G. Plotko, Esq. (by fax)
Howard F. Strongin, Esq. (by fax)
Daniel I. Goldberg, Esq. (by fax)
Miguel Mauricio Duran, Esq. (by fax)

The above mentioned motion having been withdrawn, the Clerk of Court is requested to terminate docket entry no. 36.

SO ORDERED.

A handwritten signature in black ink, appearing to read "Laura Taylor Swain".
LAURA TAYLOR SWAIN
UNITED STATES DISTRICT JUDGE